

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

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McKESSON INFORMATION  
SOLUTIONS, INC.,

Plaintiff,

v.

BRIDGE MEDICAL, INC.,  
Defendants.

NO. CIV. S-02-2669 FCD KJM

FURTHER REFERRAL ORDER

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Defendant Bridge Medical, Inc.'s ("Bridge") motion for summary judgment or, alternatively, summary adjudication of "non-infringement" (docket #464)<sup>1</sup>, filed July 1, 2005, is currently pending before the undersigned. However, in light of Magistrate Judge Mueller's judicial role in the Markman proceedings, the

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<sup>1</sup> Said motion also involved other issues, namely, Bridge's request for summary adjudication of its affirmative defenses/counter-claims for invalidity for obviousness and/or unenforceability due inequitable conduct in prosecuting the subject patent. Those issues were addressed and resolved by the undersigned in orders, filed August 11, 2005.

undersigned further refers to her, for findings and recommendations, the infringement issue presented by Bridge's motion. The briefing on the motion is complete. Magistrate Judge Mueller may set a hearing on the motion. The findings and recommendations shall be due on or before September 16, 2005. Accordingly, the undersigned vacates the hearing date of August 19, 2005.

As a result of this referral, the court vacates the final pretrial conference and trial dates, currently set for September 30 and November 29, 2005, respectively, and continues the final pretrial conference to December 2, 2005 at 2:30 p.m. and the trial to March 7, 2006 at 9:00 a.m.

IT IS SO ORDERED.

DATED: August 11, 2005 /s/ Frank C. Damrell Jr.  
FRANK C. DAMRELL, Jr.  
UNITED STATES DISTRICT JUDGE